

PROCEEDINGS OF VILLAGE OF FRANKLIN
VILLAGE COUNCIL REGULAR MEETING
FRANKLIN VILLAGE HALL – BROUGHTON HOUSE
32325 FRANKLIN ROAD, FRANKLIN, MICHIGAN
MONDAY, AUGUST 11, 2003, 8:00 P.M.

I. CALL TO ORDER

The meeting was called to order by President James Pikulas at 8:00 p.m. at the Franklin Village Hall, Franklin, Michigan. Trustee McElroy was appointed Acting Village Clerk for the duration of the meeting in light of Clerk Eileen Pulker's absence.

II. ROLL CALL

Present: Jim Pikulas, Florence Saltzman, Fred Gallasch, Ralph Sosin, Brian Coyer, Randy McElroy

Absent: Harnisch (excused)

In Attendance: Jon E. Stoppels, Village Administrator
John Staran, Village Attorney, Beier Howlett
Dominic Schiano, Village Treasurer
Edward Glomb, Police Chief
Tony Averbuch, Fire Chief
Kate Wilcox, Building clerk

III. ADOPTION OF AGENDA

Motion by Sosin, supported by Gallasch, to adopt the agenda as presented.

Ayes: Pikulas, Saltzman, Gallasch, Sosin, Coyer, McElroy

Nays: None

Absent: Harnisch

Motion carried.

IV. MINUTES

A. Regular Meeting of July 14, 2003

Motion by Saltzman, supported by Coyer, to approve the minutes of the Regular Meeting of July 14, 2003 as presented.

Ayes: Pikulas, Saltzman, Gallasch, Sosin, Coyer, McElroy

Nays: None

Absent: Harnisch

Motion carried.

B. Special Meeting of July 8, 2003

Motion by Gallasch, supported by McElroy, to approve the minutes of the Special Meeting of July 8, 2003 as presented.

Ayes: Pikulas, Saltzman, Gallasch, McElroy

Nays: None

Abstain: Sosin, Coyer

Absent: Harnisch

Motion carried.

V. REPORTS OF VILLAGE OFFICERS AND AGENTS

Chief Glomb began by referring to his written report and also reported that the Music on the Green went well. The only issue was the parking, and suggested that future audiences should be made aware of the parking alternatives, such as the Comerica Bank parking lot and the Huda School parking lot. Glomb also reported on a cleaning lady who burglarized a home in Franklin. The homeowner reported the crime, and when confronted by police, the cleaning lady confessed. Glomb reported on a burglar occurrence in Bingham Farms where an individual looked into ground level windows at office buildings, used large landscaping rocks to break windows, and then stole the computers inside. The police are investigating the matter.

Chief Averbuch began by referring to his written report and also reported that the fire department was preparing for Labor Day. Averbuch stated that the starter broke on one of the new fire trucks, but it was declared a warranty issue and the truck was towed to Dearborn and would be repaired at no expense to the Fire Department or the Village. Council complimented the Fire Department on its excellent response time, averaging 5.6 minutes response time per call.

Treasurer Schiano reported on the bills list for the month, stated that everything is consistent with budget plan and it met his approval. Schiano reported that the Village has received 26% of the tax payments, which compares favorably with the amount of 20% of the tax payments this time last year. It was decided that the Pressure Sewer Account could be moved to a money market account, which will earn the Village an additional \$6,500 in interest in this fiscal year.

VI. SUBMISSION OF CURRENT BILLS

Council asked about Engineering charges, whether they were tied into litigation matters, and whether or not the Village was going to recover the costs. Staran and Stoppels answered, saying the charges were being covered by the Village to complete some necessary work and speed along the process of repairs. Staran stated that the Village will recover those engineering costs. The other item questioned had to do with repaving a private road.

TOTALS

General Administration	\$	16,176.79
Building	\$	18,722.14
General Debt	\$	367,368.91
Insurance	\$	23,748.61
Legal	\$	3,581.03
Police	\$	29,805.31
Pressure Sewer	\$	250.00
Roads	\$	2,554.86
2000 Major Roads	\$	1,200.00
2001 Local Roads	\$	1,571.17
2002 Local Roads	\$	10,021.91
Cell Tower	\$	614.25
Rubbish	\$	23,240.00
Trust & Agency	\$	6,000.00
Water	\$	2,942.65
Waste Water	\$	<u>732.82</u>
ALL FUNDS		\$506,531.25

Motion by Coyer, supported by Gallasch, to approve the bills as submitted.

Ayes: Pikulas, Saltzman, Gallasch, Sosin, Coyer, McElroy

Nays: None

Absent: Harnisch

Motion carried.

VII. PUBLIC REQUESTS AND COMMENTS

Sandra Lang, of 26296 Franklin Ct., spoke to the Council about possibly using the Village Green for a mock state fair. The Birmingham Grove's High School Drama Club has been invited to the International Fringe Festival in August 2004, in Edinborough, Scotland. To raise money for the trip, the group wants to hold a state fair, to promote their fall musical, *The State Fair*. The students and parents would operate the fair, running booths and table, making money by charging people by tickets, expecting a crowd of up to five hundred people. The public at large would be welcome, and considering large size of the crowds expected and possible spill over, they would like to use the FCA grounds and the property if need be. The event is planned for October 12th, 2003. Council informed Mrs. Lange that the Council needed more information before they could make a decision, and that she should speak with the Franklin Community Association to get approval for the use of the baseball field grounds. There were concerns of costs to the Village for the event, such as police; also there would be a need for bonds. Mrs. Lange said she would come back with more information.

VIII. SPECIAL REPORTS

A. Verbal report, James Pikulas, Village President

Pikulas reported that the Franklin Community Association (FCA) needs volunteers for the Labor Day festivities, the Council asks the Village residents to help out.

Pikulas reported on a warning to the public about Purple Loosestrife growing in the Village, stating that it is a weed that kills all plant life surrounding it, and instructed Villagers to pull it out where ever it grows.

1. Update – Public Water Issue

Pikulas stated that the Village had just received information on costs for public water from SOCWA and Detroit Public Water, the Council plans to make a decision as to which system to take, and then complete work on ballot language. The Council expects to choose an election date with the subsequent election to occur in November or December.

Pikulas also commented on a tree cutting violation on Birchway. Stoppels stated that Bill Dinnan, the building official, was monitoring the project, and placed a stop work order on the project when the Tree Ordinance was violated. Stoppels was directed to make a report on the issue for the Council's review.

2. Update-Status of Cell Tower Project

Pikulas reported that Sprint has submitted site plans to Planning Commission, and the Council will see those plans when the recommendation approved by the Planning Commission is received.

3. West Nile Virus

Pikulas reported that Council wanted to make the public aware of the larvacide pucks that the Village is giving out to the residents. These pucks are to be dropped into standing bodies of water, such as ponds and birdbaths, to cut down on the mosquito populations in Franklin and reduce the chance of people contracting the West Nile Virus. The pucks are available at the Village Offices. Council asked that people dispose of, or store away, anything that could hold standing, pools of water. Council also asked that people report any dead crows by calling either Oakland County Mosquito Control at 877-377-3641, or call the Village Office at (248) 626-9666.

The Ash borer quarantine now includes the surrounding Counties.

IX. OLD BUSINESS

A. Consider Sidewalk Use Permit Agreement for Market Basket and Sidewalk Café and Outdoor Sales

Stoppels and Staran had drafted language for the agreement with the Market Basket, which the owners of the Market Basket had only received just prior to the Council meeting. The Council asked questions about the language, specifically on who had the power to revoke the agreement, Council felt the language should be more specific, instead of simply saying the Village could revoke the agreement. The Council, Stoppels, Staran and the Owners of the Market Basket would continue to work on the language for the agreement, and the final draft will be voted on at the next Council meeting.

Coyer excused at 9:05 p.m.

B. Consider Appointments to Village Boards and Commissions

Saltzman announced that Dr. Manuel (Manny) Sklar had agreed to serve on the Planning Commission.

#2003-68 Motion by Saltzman, supported by Sosin, to appoint Dr. Manuel (Manny) Sklar to the Planning Commission for a three-year term to commence effective July 1, 2003 and conclude June 30, 2006.

Ayes: Pikulas, Saltzman, Gallasch, Sosin, McElroy

Nays: None

Absent: Harnisch, Coyer

Motion carried.

X. NEW BUSINESS

A. Consider Recommendation of Personnel Committee for 2003-2004 Salaried Non-Union Employee Wages and Benefits.

#2003-69 Motion by McElroy, supported by Saltzman, to adopt the increase of Salaries and/or Hourly Rates effective July 1st, 2003, for Non Union Employee wages & Benefits: Village Clerk Eileen Pulker will receive a five percent raise, Administrative Clerk Kelda London will receive a five percent raise, Building Clerk Kate Wilcox will receive a three percent raise, Finance Clerk Juanita Ludke will receive a three percent raise, Assistant Clerk Ruby Lewandowski will receive a three percent raise. Police Clerks Cynthia Jamian and Ocheachia Jones are to receive three percent raises at their one-year anniversary date, all increases per the recommendation submitted by the Personnel Committee.

Ayes: Pikulas, Saltzman, Gallasch, Sosin, McElroy

Nays: None
Absent: Harnisch, Coyer
Motion carried.

B. Consider Application for Demolition for the Property of 32975 Romsey Road

Gordon McAlpine, of 32750 Romsey Rd, gave a brief summation of the unusual activities that have taken place on the property of 32975 Romsey Road. Mr. McaAlpine stated his belief that a complete demolition should take place. Council stated that the application submitted to the Village was for a complete demolition.

#2003-70 Motion by Sosin, supported McElroy, to approve Application for Demolition for the Property of 32975 Romsey Road, subject to a \$5,000 cash or surety bond, and subject to the requirements set forth by the building official.

Ayes: Pikulas, Saltzman, Gallasch, Sosin, McElroy
Nays: None
Absent: Harnisch, Coyer
Motion carried.

C. Consider Application for Demolition for the Property at 27272 Ovid Court

Linda McKeon, of 32600 Colony Hill, stated her protest of this structure being demolished, stating that she is tired of seeing clean, working homes being demolished and being replaced with an overly large house. Council stated that under current zoning ordinances, the owner of the Property, Dale Hicks, was not breaking any rules, and was completely within his rights, however, the Village is considering a new Contextual Zoning Ordinance, which may change the situation in the future. Mr. Hicks spoke in his own defense stating that even though he was tearing down a house that was in good condition, he planned on donating a portion of the materials from the demolition to Habitat for Humanity. Gallasch was concerned about this creating a lengthy demolition, Sosin stated that as long as the building was completely demolished within ninety days, there would be no problem.

#2003-71 Motion by Sosin, supported by Saltzman, to approve the Demolition for the Property at 27272 Ovid Court, subject to a \$5,000 cash or surety bond, and subject to the requirements set forth by the building official.

Ayes: Pikulas, Saltzman, Gallasch, Sosin, McElroy
Nays: None

Absent: Harnisch, Coyer
Motion carried.

XI. RESOLUTIONS

A. Resolution Approving Traffic Signal Re-Timing Project

#2003-72 Motion by Sosin, supported by Gallasch, to approve the resolution as follows:

Be it resolved that the Village Council of Franklin hereby supports and approves the proposal by the Road Commission for Oakland County to retime various traffic signals in the Village through a 100% federal congestion Mitigation and Air Quality funds(CMAQ) funded project.

Ayes: Pikulas, Saltzman, Gallasch, Sosin, McElroy
Nays: None
Absent: Harnisch, Coyer
Motion carried.

XII. ADJOURNMENT

Motion by McElroy, supported by Saltzman, to adjourn the meeting.

Ayes: Pikulas, Saltzman, Gallasch, Sosin, McElroy
Nays: None
Absent: Harnisch, Coyer
Motion carried.

There being no further business, the meeting adjourned at 9:55 p.m.

Respectfully submitted,

John C. Pulker
Recording Secretary

Randy McElroy
Acting Village Clerk

James Pikulas
Village Council President